

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF MARYLAND

IN RE MUTUAL FUNDS INVESTMENT
LITIGATION

This Document Relates To:
Scudder Subtrack

MDL 1586

Case No. 04-md-16861-CCB

**PLAINTIFFS' UNOPPOSED MOTION FOR PRELIMINARY APPROVAL OF
PROPOSED CLASS ACTION AND DERIVATIVE SETTLEMENTS**

Class Plaintiffs and Derivative Plaintiffs (collectively, "Plaintiffs"), through their respective counsel, hereby move the Court for entry of the proposed Preliminary Approval Order, submitted herewith. If entered by the Court, the proposed Preliminary Approval Order will (i) preliminarily approve the proposed Settlements of the above-captioned action; (ii) certify, for settlement purposes only, a class of persons that purchased and/or held shares of the Deutsche/Scudder Settlement Funds during the period July 30, 1999, through January 12, 2004, inclusive; (iii) approve the Parties' proposed form and method for providing notice of the Settlements to Class Members and shareholders of the Deutsche/Scudder Funds; and (iv) schedule a final fairness hearing at which the Court will consider whether to approve: a) the Parties' request for final approval of the Settlements and entry of the Order and Final Judgment; and b) Plaintiffs' Counsel's petition for an award of attorneys' fees and reimbursement of expenses.

In support of their Motion, Plaintiffs adopt and incorporate by reference, as if fully restated herein, Plaintiffs' Omnibus Memorandum of Law in Support of Preliminary Approval of Proposed Settlements. This Motion is also supported by the accompanying Supplemental Memorandum of Law in Support of Plaintiffs' Unopposed Motion for

*Privileged & Confidential
Plaintiffs' Draft 4/21/2010
For Settlement Purposes Only*

Preliminary Approval of Proposed Class Action and Derivative Settlements, and its accompanying exhibits.

Dated: April 21, 2010

Respectfully submitted,

BERGER & MONTAGUE, P.C.

By: _____/s/_____

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